

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA,

Plaintiff,

Case No. 3:20-cr-51

vs.

KEVIN KOVACS,

District Judge Michael J. Newman

Defendant.

**ORDER: (1) CANCELLING SENTENCING HEARING ON OCTOBER 28, 2022; AND
(2) SETTING A BRIEFING SCHEDULE ON REMAINING RESTITUTION ISSUES**

This criminal case is before the Court prior to Defendant's sentencing hearing scheduled for October 28, 2022. The parties have informed the Court that there is a dispute over the amount of restitution that certain victims are entitled to under 18 U.S.C. § 2259. The Court therefore **CANCELS** the sentencing hearing originally scheduled for October 28, 2022.

The Court **ORDERS** the Government and Defendant to file a memorandum concerning the remaining restitution issues. In their briefing, the Government and Defendant shall: (1) identify which victims and/or what amounts of restitution are not in dispute; (2) identify which victims and/or what amounts of restitution are in dispute; and (3) address what restitution amount this Court should impose based on the relevant standards, *see, e.g.*, 18 U.S.C. § 2259(b)(2)(A)–(B); *United States v. Paroline*, 572 U.S. 434, 460 (2014). The Government shall file its brief **on or before November 10, 2022**. Defendant shall file his brief in opposition **within fourteen days of the filing of the Government's brief**. The Court will schedule oral argument thereafter.

IT IS SO ORDERED.

Date: October 27, 2022

s/ Michael J. Newman
Hon. Michael J. Newman
United States District Judge

